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Environment and Natural Resources Division
United States Department of Justice
Attorneys for the United States

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,) 3:73-CV-00127-MMD-WGC

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

VS.

WALKER RIVER IRRIGATION DISTRICT,)

a corporation, et al.,

Defendants.

MOTION TO ADMIT COUNSEL FOR THE UNITED STATES

Pursuant to 28 U.S.C. 516, *et seq.* and LR-IA-11-3, the United States moves for the admission of Tyler J. Eastman to the Bar of this Court for the purpose of representing the United States, including its political subdivisions, officers, and employees, in this MOTION TO ADMIT COUNSEL FOR THE UNITED STATES

1 action during the period of his employment by the United States as an attorney.

2 The paragraphs below are provided in support of this motion.

- 3 1. Federal statute provides that “the conduct of litigation in which the United
4 States, an agency, or officer thereof is a party . . . is reserved to officers of
5 the Department of Justice, under the direction of the Attorney General.” 28
6 U.S.C. § 516. Pursuant to this authority, “any officer of the Department of
7 Justice, may be sent by the Attorney General to any State or district in the
8 United States to attend to the interests of the United States in a suit pending
9 in a court of the United States” 28 U.S.C. § 517.

- 10 2. LR-IA 11-3 provides that

11 [u]nless the court orders otherwise, any attorney who is a member in
12 good standing of the highest court of any state, commonwealth, territory, or
13 the District of Columbia, who is employed by the United States as an
14 attorney and has occasion to appear in this court on behalf of the United
15 States, is entitled to be permitted to practice before this court during the
16 period of employment upon motion by the employing federal entity, the
17 United States Attorney, the United States Trustee’s Office, or the Federal
18 Public Defender for this district or one of the assistants.

- 19 3. Tyler J. Eastman has been a licensed attorney since 2018. Mr. Eastman is a
20 member in good standing of the State Bar of Oregon (Bar # 185023). Since
21 2018, Mr. Eastman has been an attorney employed by the United States
22 Department of Justice, Environment and Natural Resources Division,
23 Indian Resources Section and his office is located in Washington, D.C. Mr.
24 Eastman has never been subject to any disciplinary action by any bar.

25 CONCLUSION

26 The United States requests an Order permitting Tyler J. Eastman to practice
before this Court in this action during the period of his employment by the United
States as an attorney. Mr. Eastman will practice with and alongside other counsel of
record for the United States, Messrs. Guarino and Negri.

1 Respectfully submitted this 14th day of December 2018.

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3 /s/ Andrew "Guss" Guarino
4 Andrew "Guss" Guarino

5 Attorney for the United States
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11 **CERTIFICATE OF SERVICE**

12 It is hereby certified that on December 14, 2018 service of the foregoing was made through
13 the court's electronic filing and notice system (ECF) to all of the registered participants.

14 Further, pursuant to the *Superseding Order Regarding Service and Filing in Subproceeding*
15 *C-125-B on and by All Parties* (ECF 2100) at 10 ¶ 20, the foregoing does not affect the rights of
16 others and does not raise significant issues of law or fact. Therefore, the United States has taken
17 no step to serve notice of this document via the postcard notice procedures described in paragraph
18 17.c of the Superseding Order.

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26 By /s/ Andrew "Guss" Guarino
Andrew "Guss" Guarino